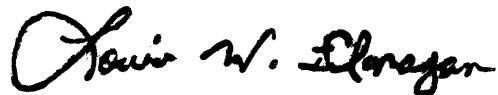


UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
Criminal No. 7:07-CR-123-FL-1
Civil No. 7:16-CV-159-FL

ERNEST LEE SMITH,)
Petitioner,)
v.) ORDER
UNITED STATES OF AMERICA,)
Respondent.)

Having examined petitioner's motion pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings, the United States Attorney is DIRECTED to file an Answer pursuant to Rule 5, Rules Governing § 2255 Proceedings, or to make such other response as appropriate to the above-captioned § 2255 Motion to Vacate, Set Aside or Correct Sentence, within **40** days of the filing of this order.

SO ORDERED, this the 20th day of June, 2016.



Louise W. Flanagan
United States District Judge